

Federal Acquisition Regulation

47.000

- 47.207-8 Government responsibilities.
- 47.207-9 Annotation and distribution of shipping and billing documents.
- 47.207-10 Discrepancies incident to shipments.
- 47.207-11 Volume movements within the contiguous United States.
- 47.208 Report of shipment (REPSHIP).
- 47.208-1 Advance notice.
- 47.208-2 Contract clause.

Subpart 47.3—Transportation in Supply Contracts

- 47.300 Scope of subpart.
- 47.301 General.
- 47.301-1 Responsibilities of contracting officers.
- 47.301-2 Participation of transportation officers.
- 47.301-3 Using the Defense Transportation System (DTS).
- 47.302 Place of delivery—f.o.b. point.
- 47.303 Standard delivery terms and contract clauses.
- 47.303-1 F.o.b. origin.
- 47.303-2 F.o.b. origin, contractor's facility.
- 47.303-3 F.o.b. origin, freight allowed.
- 47.303-4 F.o.b. origin, freight prepaid.
- 47.303-5 F.o.b. origin, with differentials.
- 47.303-6 F.o.b. destination.
- 47.303-7 F.o.b. destination, within consignee's premises.
- 47.303-8 F.a.s. vessel, port of shipment.
- 47.303-9 F.o.b. vessel, port of shipment.
- 47.303-10 F.o.b. inland carrier, point of exportation.
- 47.303-11 F.o.b. inland point, country of importation.
- 47.303-12 Ex dock, pier, or warehouse, port of importation.
- 47.303-13 C.&f. destination.
- 47.303-14 C.i.f. destination.
- 47.303-15 F.o.b. designated air carrier's terminal, point of exportation.
- 47.303-16 F.o.b. designated air carrier's terminal, point of importation.
- 47.303-17 Contractor-prepaid commercial bills of lading, small package shipments.
- 47.304 Determination of delivery terms.
- 47.304-1 General.
- 47.304-2 Shipments within CONUS.
- 47.304-3 Shipments from CONUS for overseas delivery.
- 47.304-4 Shipments originating outside CONUS.
- 47.304-5 Exceptions.
- 47.305 Solicitation provisions, contract clauses, and transportation factors.
- 47.305-1 Solicitation requirements.
- 47.305-2 Solicitations f.o.b. origin and f.o.b. destination—lowest overall cost.
- 47.305-3 F.o.b. origin solicitations.
- 47.305-4 F.o.b. destination solicitations.
- 47.305-5 Destination unknown.
- 47.305-6 Shipments to ports and air terminals.

- 47.305-7 Quantity analysis, direct delivery, and reduction of crosshauling and backhauling.
- 47.305-8 Consolidation of small shipments and the use of stopoff privileges.
- 47.305-9 Commodity description and freight classification.
- 47.305-10 Packing, marking, and consignment instructions.
- 47.305-11 Options in shipment and delivery.
- 47.305-12 Delivery of Government-furnished property.
- 47.305-13 Transit arrangements.
- 47.305-14 Mode of transportation.
- 47.305-15 Loading responsibilities of contractors.
- 47.305-16 Shipping characteristics.
- 47.305-17 Returnable cylinders.
- 47.306 Transportation factors in the evaluation of offers.
- 47.306-1 Transportation cost determinations.
- 47.306-2 Lowest overall transportation costs.
- 47.306-3 Adequacy of loading and unloading facilities.

Subpart 47.4—Air Transportation by U.S.-Flag Carriers

- 47.401 Definitions.
- 47.402 Policy.
- 47.403 Guidelines for implementation of the Fly America Act.
- 47.403-1 Availability and unavailability of U.S.-flag air carrier service.
- 47.403-2 Air transport agreements between the United States and foreign governments.
- 47.403-3 Disallowance of expenditures.
- 47.404 Air freight forwarders.
- 47.405 Contract clause.

Subpart 47.5—Ocean Transportation by U.S.-Flag Vessels

- 47.500 Scope of subpart.
- 47.501 Definitions.
- 47.502 Policy.
- 47.503 Applicability.
- 47.504 Exceptions.
- 47.505 Construction contracts.
- 47.506 Procedures.
- 47.507 Contract clauses.

AUTHORITY: 40 U.S.C. 121(c); 10 U.S.C. chapter 137; and 42 U.S.C. 2473(c).

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47.000 Scope of subpart.

(a) This part prescribes policies and procedures for—

(1) Applying transportation and traffic management considerations in the acquisition of supplies; and

(2) Acquiring transportation or transportation-related services by contract methods other than bills of lading, transportation requests, transportation warrants, and similar transportation forms. Transportation and transportation services can be obtained by acquisition subject to the FAR or by acquisition under 49 U.S.C. 10721 or 49 U.S.C. 13712. Even though the FAR does not regulate the acquisition of transportation or transportation-related services when the bill of lading is the contract, this contract method is widely used and, therefore, relevant guidance on the use of the bill of lading is provided in this part (see 47.104).

(b) The definitions in this part have been condensed from statutory definitions. In case of inconsistency between the language of this part and the statutory requirements, the statute shall prevail.

[48 FR 42424, Sept. 19, 1983, as amended at 71 FR 202, Jan. 3, 2006]

47.001 Definitions.

As used in this part—

Bill of lading means a transportation document, used as a receipt of goods, as documentary evidence of title, for clearing customs, and generally used as a contract of carriage.

(1) *Commercial bill of lading (CBL)*, unlike the Government bill of lading, is not an accountable transportation document.

(2) *Government bill of lading (GBL)* is an accountable transportation document, authorized and prepared by a Government official.

Carrier or commercial carrier means a common carrier or a contract carrier.

Common carrier means a person holding itself out to the general public to provide transportation for compensation.

Contract carrier means a person providing transportation for compensation under continuing agreements with one person or a limited number of persons.

Government rate tender under 49 U.S.C. 10721 and 13712 means an offer by a common carrier to the United States at a rate below the regulated rate offered to the general public.

Household goods in accordance with 49 U.S.C. 13102 means personal effects and property used or to be used in a dwell-

ing, when a part of the equipment or supply of such dwelling, and similar property if the transportation of such effects or property is arranged and paid for by—

(1) The householder, except such term does not include property moving from a factory or store, other than property that the householder has purchased with the intent to use in his or her dwelling and is transported at the request of, and the transportation charges are paid to the carrier by, the householder; or

(2) Another party.

Noncontiguous domestic trade means transportation (except with regard to bulk cargo, forest products, recycled metal scrap, waste paper, and paper waste) subject to regulation by the Surface Transportation Board involving traffic originating in or destined to Alaska, Hawaii, or a territory or possession of the United States (see 49 U.S.C. 13102(15) and 13702).

Released or declared value means the assigned value of the cargo for reimbursement purposes, not necessarily the actual value of the cargo. Released value may be more or less than the actual value of the cargo. The released value is the maximum amount that could be recovered by the agency in the event of loss or damage for the shipments of freight and household goods.

[48 FR 42424, Sept. 19, 1983, as amended at 66 FR 2133, Jan. 10, 2001; 68 FR 28084, May 22, 2003; 71 FR 203, Jan. 3, 2006]

47.002 Applicability.

All Government personnel concerned with the following activities shall follow the regulations in Part 47 as applicable:

- (a) Acquisition of supplies.
- (b) Acquisition of transportation and transportation-related services.
- (c) Transportation assistance and traffic management.
- (d) Administration of transportation contracts, transportation-related services, and other contracts that involve transportation.

(e) The making and administration of contracts under which payments are made from Government funds for—

- (1) The transportation of supplies;
 - (2) Transportation-related services;
- or